

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

FILED  
U.S. BANKRUPTCY COURT  
EASTERN DISTRICT OF TX  
2000 NOV -2 AM 11:43  
CLERK, U.S. BANKRUPTCY  
COURT  
BY [Signature] DEPUTY

IN RE:

JAMES POWERS

DEBTOR

)  
)  
)  
)  
)  
)

CASE NO. 96-40638-S  
CHAPTER 7

**TRUSTEE'S**  
**FINAL REPORT AND PROPOSED DISTRIBUTION**

LINDA PAYNE, trustee of the estate of the above-named Debtors, certifies to the Court and the United States Trustee, that the trustee has faithfully and properly fulfilled the duties of the office of the trustee, that the trustee has examined all proofs of claims as appropriate under the proposed distribution, and that the proposed distribution, attached hereto, is proper, and consistent with the law and rules of court.

Therefore, the trustee requests that the Final Report and Proposed Distribution be accepted.

Date: 9/27/00

[Signature]  
Linda Payne, Trustee

+++++

**REVIEW BY UNITED STATES TRUSTEE**

I have reviewed the Trustee's Final Report and Proposed Distribution.

William T. Neary  
United States Trustee  
Eastern District of Texas

Dated: 10-18-00

[Signature]  
By:

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION**

<b>IN RE:</b>	)	
	)	
<b>JAMES POWERS</b>	)	<b>CASE NO. 96-40638-S</b>
	)	<b>CHAPTER 7</b>
	)	
<b>DEBTOR</b>	)	

**TRUSTEE'S FINAL REPORT AND APPLICATION TO CLOSE CASE AND  
DISCHARGE TRUSTEE**


The Trustee of the estate presents the following final report:

1. The Trustee applies for commissions and expenses set forth in Schedule A and states: That they are reasonable and proper; that in the course of the performance of duties, the Trustee has advanced moneys from personal funds for expenses, and the Trustee has not been reimbursed.
2. The Trustee submits Form I as a summary of the assets and an estate property record. Any property scheduled under 11 U.S.C. Sec. 521(1) and not administered shall be deemed abandoned pursuant to 11 U.S.C. Sec. 554 (c).
3. The Trustee has reduced all assets of this estate to cash or otherwise lawfully disposed of them and the estate is ready to be closed.
4. The Trustee submits Form II as the account of estate cash receipts and disbursements.
5. There is no agreement or understanding between the Trustee and any other person for a division of the compensation sought by this application except as permitted by the Bankruptcy Code.
6. The Trustee requests approval of this final report.
7. The trustee has examined each and every claim filed and noted her approval of claims as filed, or she has filed objections to allowance or requests for reclassification.

8. The Trustee further requests that after final distribution of all moneys in accordance with the Trustee's Report of Final Distribution, and upon filing of a Supplemental Final Report and Account and certification by the U. S. Trustee the trustee be discharged from office and that the case be closed.

I declare under penalty of perjury that this Report and attached Schedules are true and correct to the best of my knowledge and belief.

Dated: 9/27/00

  
Linda Payne, Trustee  
100 North Main Street  
Paris, TX 75460-4171  
903 784 4393

## SCHEDULE A-1

Case Name: JAMES POWERS

Case Number: 96-40638-S

A: **Receipts** ----- \$36,377.95

### B. Disbursements

1. Secured Creditors-----	0
2. Administrative-----	0
3. Priority-----	0
4. Other-----	7,500.00
Total disbursements-----	\$7,500.00

C. **Current Balance** ----- \$28,877.95

TRUSTEE'S FINAL REPORT CASE SUMMARY

TRUSTEE:

PAYNE

COMMENTS:

CASE NAME:

POWERS, JAMES

CASE NUMBER:

96-40638

DATE UST APPROVED:

10-18-00

ESTATE INCOME:

TOTAL RECEIPTS:

\$36,377.95

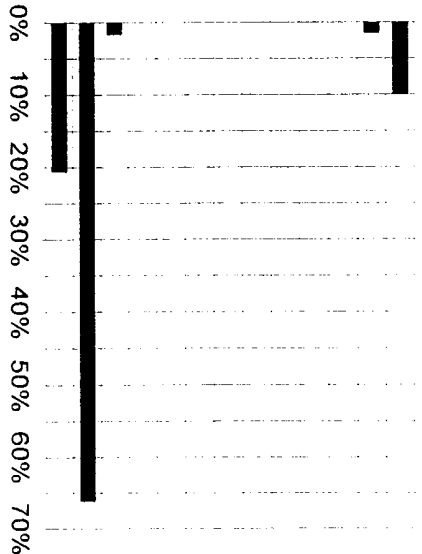
100.00%

ESTATE EXPENSES:

TRUSTEE'S COMMISSION  
TRUSTEE'S EXPENSES  
FIRMS PROFESSIONAL FEES  
FIRMS PROFESSIONAL EXPENSES  
OTHER ATTORNEY FEES  
OTHER PROFESSIONAL FEES  
COURT COSTS  
ESTATE EXPENSES(TAXES, ETC)  
PRIOR CHAPTER COSTS  
SECURED CLAIMS PAID  
PRIORITY CLAIMS PAID  
UNSECURED CLAIMS PAID  
OTHER(RETURN TO DEBTOR, ETC)

3,637.79  
554.12  
0.00  
0.00  
0.00  
0.00  
0.00  
0.00  
0.00  
0.00  
607.60  
24,078.44  
7,500.00

10.00%  
1.52%  
0.00%  
0.00%  
0.00%  
0.00%  
0.00%  
0.00%  
0.00%  
0.00%  
1.67%  
66.19%  
20.62%



UNSECURED CLAIMS  
ALLOWED

31,039.19

UNSECURED CLAIMS  
PAID

24,078.44

PERCENT RECOVERED  
FOR UNSECURED

77.57%

# Form 1

Page: 1

## Individual Estate Property Record and Report Asset Cases

**Case Number:** 96-40638 DS  
**Case Name:** POWERS, JAMES  
**Period Ending:** 09/25/00

**Trustee:** (631540) LINDA S. PAYNE  
**Filed (f) or Converted (c):** 03/11/96 (f)  
**\$341(a) Meeting Date:** 05/06/96  
**Claims Bar Date:** 12/17/96

1 Ref. #	Asset Description (Scheduled And Unscheduled (u) Property)	2 Petition/ Unscheduled Values	3 Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	4 Property Abandoned OA=\$554(a) abandon. DA=\$554(c) abandon.	5 Sale/Funds Received by the Estate	6 Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1	CERTIFICATE OF DEPOSIT FORECLOSED ON BY CREDITOR. NO EQUITY FOR ESTATE.	40,000.00	0.00	DA	0.00	FA
2	CASH ON HAND	20.73	0.00	DA	0.00	FA
3	SECURITY DEPOSIT LEASE FOR STORE - CLOSED - FULL AMOUNT OF LEASE DUE.	3,500.00	0.00	DA	0.00	FA
4	HOUSEHOLD GOODS AND FURNISHINGS	7,600.00	0.00	DA	0.00	FA
5	WEARING APPAREL AND JEWELRY	1,050.00	0.00	DA	0.00	FA
6	FIREARMS AND HOBBY EQUIPMENT	300.00	0.00	DA	0.00	FA
7	IRAS	16,683.00	0.00	DA	0.00	FA
8	STOCK-MUNICIPAL INCOME- VAN KAMPEN Attempting to liquidate. Debtor is deceased and it has been difficult to find the certificates and pleadings needed to close this account.	4,190.00	4,190.00		14,722.69	FA
9	TAX REFUND	150.00	0.00	DA	0.00	FA
10	NOTE FROM JOE & FRANCES RODRIQUEZ Collecting monthly on this note. House is insured by purchasers through Prairie Farm Mutual until 12/31/99. In process of attempting to sell note to Rodriguez.	20,000.00	12,500.00		21,025.00	FA

# Form 1

Page: 2

## Individual Estate Property Record and Report

### Asset Cases

Case Number: 96-40638 DS  
Case Name: POWERS, JAMES  
Period Ending: 09/25/00

Trustee: (631540) LINDA S. PAYNE  
Filed (f) or Converted (c): 03/11/96 (f)  
\$341(a) Meeting Date: 05/06/96  
Claims Bar Date: 12/17/96

1	2	3	4	5	6	
Ref. #	Asset Description (Scheduled And Unscheduled (u) Property)	Petition/ Unscheduled Values	Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA=\$554(a) abandon. DA=\$554(c) abandon.	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
	First \$7,500.00 of this note belonged to debtor as exempt cash.					
11	CONOCO ROYALTY	20.00	20.00		46.70	FA
12	AUTOMOBILES AND OTHER VEHICLES	12,635.00	0.00	DA	0.00	FA
13	VERIFICATION MACHINE SURRENDERED TO SECURED CREDITOR - NO EQUITY FOR ESTATE	2,500.00	0.00	DA	0.00	FA
14	INVENTORY Trustee's acutioneer looked at inventory and did not believe it would be worth the expense of picking it up and auctioning. Outdated sports software.	4,000.00	0.00	DA	0.00	FA
15	TOOLS OF THE TRADE	1,500.00	0.00	DA	0.00	FA
Int	INTEREST (u)	Unknown	N/A		583.56	FA
16	Assets Totals (Excluding unknown values)	\$114,148.73	\$16,710.00		\$36,377.95	\$0.00

# Form 1

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## Individual Estate Property Record and Report Asset Cases

**Case Number:** 96-40638 DS  
**Case Name:** POWERS, JAMES  
**Period Ending:** 09/25/00

**Trustee:** (631540) LINDA S. PAYNE  
**Filed (f) or Converted (c):** 03/11/96 (f)  
**\$341(a) Meeting Date:** 05/06/96  
**Claims Bar Date:** 12/17/96

1	2	3	4	5	6
Asset Description (Scheduled And Unscheduled (u) Property) Ref. #	Petition/ Unscheduled Values	Estimated Net Value (Value Determined By Trustee, Less Liens, Exemptions, and Other Costs)	Property Abandoned OA=\$554(a) abandon. DA=\$554(c) abandon.	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets

### Major Activities Affecting Case Closing:

A note on property in Port Lavaca Texas is being paid out by the M/M Rodriguez. They want to purchase the note, but Mr. Rodriguez has been ill recently. As soon as he gets back on his feet, they will try and finance the house and buy the note from the estate. Some time in 2000.

There is also stock to sell. The certificates were lost and Mr. Powers has passed away. The executor of his estate has been helping me get a copy of the lost stock certificates.

File Motion to Liquidate Estate's Interest in stock.

**Initial Projected Date Of Final Report (TFR):** June 30, 2000

**Current Projected Date Of Final Report (TFR):** September 14, 2000 (Actual)



## Form 2

Page: 1

## Cash Receipts And Disbursements Record

Case Number: 96-40638 DS  
Case Name: POWERS, JAMES

Taxpayer ID #: 75-6498328  
Period Ending: 09/25/00

Trustee: LINDA S. PAYNE (631540)  
Bank Name: THE CHASE MANHATTAN BANK  
Account: 312-6773114-65 - MONEY MARKET ACCOUNT  
Blanket Bond: \$300,000.00 (per case limit)  
Separate Bond: N/A

1	2	3	4	5	6	7
Trans. Date	{Ref #} / Check #	Paid To / Received From	Description of Transaction	Receipts \$	Disbursements \$	Money Market Account Balance
11/19/96	{10}	JOE RODRIGUEZ	PAYMENT ON NOTE	475.00		475.00
11/19/96	{10}	JOE RODRIGUEZ	PAYMENT ON NOTE	475.00		950.00
11/29/96	Int	CHEMICAL BANK	Interest posting at 2.6%	0.32		950.32
12/13/96	{10}	FRANCES RODRIGUEZ	NOTE PAYMENT	475.00		1,425.32
12/31/96	Int	CHEMICAL BANK	Interest posting at 2.6%	2.31		1,427.63
01/02/97	{10}	FRANCES OR JOE RODRIGUEZ	DEC NOTE PAYMENT	475.00		1,902.63
01/31/97	Int	CHEMICAL BANK	Interest posting at 2.6%	3.66		1,906.29
02/07/97	{10}	FRANCES OR JOE RODRIGUEZ	NOTE PAYMENT	475.00		2,381.29
02/28/97	Int	CHEMICAL BANK	Interest posting at 2.6%	4.04		2,385.33
03/10/97	{10}	FRANCES RODRIGUEZ	NOTE PAYMENT	475.00		2,860.33
03/31/97	Int	CHEMICAL BANK	Interest posting at 2.6%	5.46		2,865.79
04/18/97	{10}	JOE RODRIGUEZ	NOTE PAYMENT	475.00		3,340.79
~4/30/97	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.6%	6.37		3,347.16
05/15/97	{10}	JOE RODRIGUEZ	NOTE PAYMENT	475.00		3,822.16
05/30/97	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.6%	7.77		3,829.93
06/12/97	{10}	JOE RODRIGUEZ	NOTE PAYMENT	475.00		4,304.93
06/30/97	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.6%	8.67		4,313.60
07/03/97	{10}	FRANCES OR JOE RODRIGUEZ	NOTE PAYMENT	475.00		4,788.60
07/31/97	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.6%	10.31		4,798.91
08/08/97	{10}	FRANCES OR JOE RODRIGUEZ	PAYMENT ON NOTE	475.00		5,273.91
08/29/97	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.6%	11.25		5,285.16
09/08/97	{10}	FRANCES OR JOE RODRIGUEZ	NOTE PAYMENT	475.00		5,760.16
09/30/97	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.6%	12.01		5,772.17
10/30/97	{10}	FRANCES RODRIGUEZ	Note payment	475.00		6,247.17
10/31/97	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.6%	12.76		6,259.93

Subtotals :

\$6,259.93

\$0.00

{ Asset reference(s)

## Form 2

Page: 2

## Cash Receipts And Disbursements Record

Case Number: 96-40638 DS  
Case Name: POWERS, JAMES  
Taxpayer ID #: 75-6498328  
Period Ending: 09/25/00

Trustee: LINDA S. PAYNE (631540)  
Bank Name: THE CHASE MANHATTAN BANK  
Account: 312-6773114-65 - MONEY MARKET ACCOUNT  
Blanket Bond: \$300,000.00 (per case limit)  
Separate Bond: N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	5 Receipts \$	6 Disbursements \$	7 Money Market Account Balance
11/15/97	{10}	FRANCES RODRIGUEZ	Note payment	475.00		6,734.93
11/28/97	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.5%	13.66		6,748.59
12/16/97	{8}	VAN KAMPEN AMERICAN CAPITAL	Stock Dividend	24.60		6,773.19
12/16/97	{8}	VAN KAMPEN AMERICAN CAPITAL	Stock dividend	24.60		6,797.79
12/16/97	{8}	VAN KAMPEN AMERICAN CAPITAL	Stock dividend	24.60		6,822.39
12/16/97	{8}	VAN KAMPEN AMERICAN CAPITAL	Stock dividend	24.60		6,846.99
12/16/97	{8}	VAN KAMPEN AMERICAN CAPITAL	Stock dividend	24.60		6,871.59
12/16/97	{8}	VAN KAMPEN AMERICAN CAPITAL	Stock dividend	24.60		6,896.19
12/16/97	{8}	VAN KAMPEN AMERICAN CAPITAL	Stock dividend	25.50		6,921.69
12/16/97	{8}	VAN KAMPEN AMERICAN CAPITAL	Stock dividend	24.60		6,946.29
12/16/97	{8}	VAN KAMPEN AMERICAN CAPITAL	Stock dividend	24.60		6,970.89
12/16/97	{8}	VAN KAMPEN AMERICAN CAPITAL	Stock dividend	24.60		6,995.49
2/16/97	{8}	VAN KAMPEN AMERICAN CAPITAL	Stock Dividend	24.60		7,020.09
12/16/97	{8}	VAN KAMPEN AMERICAN CAPITAL	Stock Dividend	24.60		7,044.69
12/16/97	{8}	VAN KAMPEN AMERICAN CAPITAL	Stock dividend	24.60		7,069.29
12/16/97	{10}	FRANCES RODRIGUEZ	Note Payment	475.00		7,544.29
12/31/97	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.5%	15.13		7,559.42
01/09/98	{11}	CONOCO	Dividend check	0.18		7,559.60
01/09/98	{10}	FRANCES OR JOE RODGRUEZ	Note payment	475.00		8,034.60
01/30/98	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.5%	16.65		8,051.25
02/05/98	{10}	JOE RODRIGUEZ	Note payment	475.00		8,526.25
02/05/98	{11}	CONOCO	Check not valid	-0.18		8,526.07
02/27/98	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.5%	16.07		8,542.14
03/25/98	{10}	FRANCES RODRIGUEZ	Payment on note	475.00		9,017.14
03/31/98	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.4%	17.54		9,034.68
Subtotals :				\$2,774.75	\$0.00	

{ Asset reference(s)

## Form 2

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## Cash Receipts And Disbursements Record

Case Number: 96-40638 DS  
Case Name: POWERS, JAMES

Taxpayer ID #: 75-6498328  
Period Ending: 09/25/00

Trustee: LINDA S. PAYNE (631540)  
Bank Name: THE CHASE MANHATTAN BANK  
Account: 312-677314-65 - MONEY MARKET ACCOUNT  
Blanket Bond: \$300,000.00 (per case limit)  
Separate Bond: N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	5 Receipts \$	6 Disbursements \$	7 Money Market Account Balance
04/29/98	{10}	Frances Rodriguez	Payment on note	475.00		9,509.68
04/30/98	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.37%	17.84		9,527.52
05/12/98	{10}	FRANCES RODRIGUEZ	NOTE PAYMENT	475.00		10,002.52
05/29/98	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.37%	19.66		10,022.18
06/15/98	{10}	FRANCES RODRIGUEZ	NOTE PAYMENT	475.00		10,497.18
06/30/98	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.37%	19.94		10,517.12
07/22/98	{10}	JOE RODRIGUEZ	NOTE PAYMENT	475.00		10,992.12
07/22/98	101	ESTATE OF JAMES H. POWERS	REFUND OF EXEMPT FUNDS COLLECTED BY TRUSTEE Per Court Order 070198		7,500.00	3,492.12
07/31/98	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.23%	21.36		3,513.48
08/31/98	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.23%	8.62		3,522.10
09/10/98	{10}	FRANCES RODRIGUEZ	NOTE PAYMENT	475.00		3,997.10
09/30/98	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.23%	6.93		4,004.03
09/30/98	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.0%	7.29		4,011.32
11/30/98	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.0%	6.60		4,017.92
12/21/98	{10}	FRANCES RODRIGUEZ	NOTE PAYMENT	475.00		4,492.92
12/31/98	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.0000%	7.04		4,499.96
01/22/99	{10}	FRANCES RODRIGUEZ	NOTE PAYMENT	475.00		4,974.96
01/29/99	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.0000%	7.75		4,982.71
02/26/99	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.0000%	7.65		4,990.36
03/05/99	{10}	Frances Rodriguez	NOTE PAYMENT	475.00		5,465.36
03/31/99	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.0000%	9.06		5,474.42
04/20/99	{10}	FRANCES RODRIGUEZ	NOTE PAYMENT	475.00		5,949.42
04/30/99	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.0000%	9.14		5,958.56
05/18/99	{10}	FRANCES OR JOE RODRIGUEZ	NOTE PAYMENT	475.00		6,433.56
Subtotals :				\$4,898.88	\$7,500.00	

{ Asset reference(s)

## Form 2

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## Cash Receipts And Disbursements Record

Case Number: 96-40638 DS  
Case Name: POWERS, JAMES

Taxpayer ID #: 75-6498328  
Period Ending: 09/25/00

Trustee: LINDA S. PAYNE (631540)  
Bank Name: THE CHASE MANHATTAN BANK  
Account: 312-6773114-65 - MONEY MARKET ACCOUNT  
Blanket Bond: \$300,000.00 (per case limit)  
Separate Bond: N/A

1 Trans. Date	2 {Ref #}/ Check #	3 Paid To / Received From	4 Description of Transaction	5 Receipts \$	6 Disbursements \$	7 Money Market Account Balance
05/28/99	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.0000%	10.41		6,443.97
06/10/99	{10}	Frances or Joe Rodriguez	NOTE PAYMENT	475.00		6,918.97
06/30/99	Int	THE CHASE MANHATTAN BANK	Interest posting at 1.9000%	10.87		6,929.84
07/01/99	{10}	Frances or Joe Rodriguez	Payment on note	475.00		7,404.84
07/30/99	Int	THE CHASE MANHATTAN BANK	Interest posting at 1.9000%	11.83		7,416.67
08/26/99	{10}	Frances or Joe Rodriguez	Note payment	475.00		7,891.67
08/31/99	Int	THE CHASE MANHATTAN BANK	Interest posting at 1.9000%	12.03		7,903.70
09/14/99	{10}	Joe Rodriguez	Note Payment	475.00		8,378.70
09/28/99	{11}	Conoco	Distribution from oil lease	0.37		8,379.07
09/28/99	{11}	Conoco Inc.	Distribution from oil lease	20.97		8,400.04
09/30/99	Int	THE CHASE MANHATTAN BANK	Interest posting at 1.9000%	12.70		8,412.74
10/14/99	{10}	Frances Rodriguez	Payment on note	475.00		8,887.74
10/29/99	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.0000%	14.25		8,901.99
1/04/99	{10}	FRANCES RODRIGUEZ	NOTE PAYMENT	475.00		9,376.99
11/30/99	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.0000%	14.75		9,391.74
12/02/99	{10}	Frances Rodriguez	Insufficient funds check	-475.00		8,916.74
12/31/99	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.0000%	15.16		8,931.90
01/11/00	{10}	Frances Rodriguez	Payment on note	475.00		9,406.90
01/31/00	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.0000%	15.51		9,422.41
02/10/00	{10}	FRANCES RODRIGUEZ	PAYMENT ON NOTE	475.00		9,897.41
02/29/00	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.1000%	15.31		9,912.72
03/14/00	{10}	Frances Rodriguez	Payment on note	475.00		10,387.72
03/31/00	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.1000%	17.19		10,404.91
04/13/00	{10}	FRANCES RODRIGUEZ	PAYMENT ON NOTE	475.00		10,879.91
04/28/00	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.2000%	18.61		10,898.52

Subtotals :

\$4,464.96

\$0.00

{ Asset reference(s)

# Form 2

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## Cash Receipts And Disbursements Record

Case Number: 96-40638 DS  
Case Name: POWERS, JAMES  
Taxpayer ID #: 75-6498328  
Period Ending: 09/25/00

Trustee: LINDA S. PAYNE (631540)  
Bank Name: THE CHASE MANHATTAN BANK  
Account: 312-6773114-65 - MONEY MARKET ACCOUNT  
Blanket Bond: \$300,000.00 (per case limit)  
Separate Bond: N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	5 Receipts \$	6 Disbursements \$	7 Money Market Account Balance
05/11/00	{10}	FRANCES RODRIGUEZ	PAYMENT ON NOTE	475.00		11,373.52
05/31/00	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.3000%	20.87		11,394.39
06/07/00	{10}	Fances Rodriguez		475.00		11,869.39
06/30/00	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.3000%	22.07		11,891.46
07/06/00	{11}	CONOCO, INC.	OIL DISTRIBUTION	25.36		11,916.82
07/31/00	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.3000%	23.22		11,940.04
08/23/00	{10}	Frances Rodriguez	Court approved purchase of note	2,500.00		14,440.04
08/31/00	Int	THE CHASE MANHATTAN BANK	Interest posting at 2.3000%	23.90		14,463.94
09/11/00	{8}	The Bank of New York	Stock in Van Kampen Liquidation - Court approved	3,140.40		17,604.34
09/15/00	Int	Interest Posting	Current Interest Rate is 2.3000%	12.02		17,616.36
09/15/00		To Account #312677311466	Final Report		17,616.36	0.00

### ACCOUNT TOTALS

Less: Bank Transfers

### Subtotal

Less: Payments to Debtors

### NET Receipts / Disbursements

25,116.36	25,116.36	\$0.00
0.00	17,616.36	
25,116.36	7,500.00	
	7,500.00	
\$25,116.36	\$0.00	

# Form 2

Page: 6

## Cash Receipts And Disbursements Record

Case Number: 96-40638 DS  
Case Name: POWERS, JAMES  
Taxpayer ID #: 75-6498328  
Period Ending: 09/25/00

Trustee: LINDA S. PAYNE (631540)  
Bank Name: THE CHASE MANHATTAN BANK  
Account: 312-6773114-66 - Checking Account  
Blanket Bond: \$300,000.00 (per case limit)  
Separate Bond: N/A

1 Trans. Date	2 {Ref #} / Check #	3 Paid To / Received From	4 Description of Transaction	5 Receipts \$	6 Disbursements \$	7 Checking Account Balance
09/15/00		From Account #312677311465	Final Report	17,616.36		17,616.36
09/19/00	{8}	Van Kampen Shares redeemed	Tax exempt shares redeemed	11,261.59		28,877.95

### ACCOUNT TOTALS

Less: Bank Transfers

### Subtotal

Less: Payments to Debtors

### NET Receipts / Disbursements

28,877.95	0.00	\$28,877.95
17,616.36	0.00	
11,261.59	0.00	
	0.00	
\$11,261.59	\$0.00	

### TOTAL - ALL ACCOUNTS

	Net Receipts	Net Disbursements	Account Balances
MMA # 312-6773114-65	25,116.36	0.00	0.00
Checking # 312-6773114-66	11,261.59	0.00	28,877.95
	\$36,377.95	\$0.00	\$28,877.95

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

FILED  
US BANKRUPTCY COURT  
EASTERN DISTRICT OF TEXAS

JUN 29 3 42 PM '98

IN RE:

JAMES H. POWERS

DEBTOR

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CASE NO. 96-40638-S  
CHAPTER 7

CLERK US BANKRUPTCY  
BY DEPUTY W

EOD

JUL - 1 1998

ORDER

ON

TRUSTEE'S MOTION FOR COURT TO DIRECT TRUSTEE TO DISTRIBUTE  
EXEMPT FUNDS TO DEBTOR

The Court having considered the Trustee's Motion for Court to Direct Trustee to Distribute Exempt Funds to Debtor, proper notice having been given to all parties by first class mail on May 29, 1998; no objections being filed by any party within the twenty day time period; and good cause having been shown, it is

ACCORDINGLY ORDERED that Linda Payne, trustee herein, is authorized to pay the debtor \$7,500.00 in full satisfaction of his claimed exemption in the note from Joe and Frances Rodriguez.

Dated this 29th day of June, 1998

Donald R. Sharp  
Honorable Donald Sharp  
U. S. Bankruptcy Judge

## SCHEDULE B

### TRUSTEE COMPENSATION:

Total Receipts \$ 36,377.95  
(Total receipts of \$36,377.95 minus \$7,500.00 paid to debtor as  
Exempt property - Fees figured on \$28,877.95

25% of first \$5,000.00 = \$1,250.00  
10% over \$5,000.00 and 2,387.79  
under \$50,000 =  
5% over \$50,000.00 and 0  
under \$1,000,000.00 = 0  
3% over \$1,000,000.00 = 0

Total Trustee Fees = \$ 3,637.79

### UNREIMBURSED EXPENSES: (SEE EXHIBIT "A")

Recording Fees-----	\$
Premium on bond-----	
Travel-----	161.00
Clerical & Stenographic-----	241.00
Postage-----	47.94
Copies-----	75.50
Long Distance-----	
Copy Service-----	28.68
Federal Express-----	

TOTAL UNREIMBURSED EXPENSES-\$ 554.12

### RECORDS:

Trustee did not take possession of business or  
personal records of the debtor.

\_\_\_\_\_X\_\_\_\_\_

Trustee did take possession of business or  
personal records of the debtor.

\_\_\_\_\_

Notice given to debtor on  
to pick up business or personal records in  
hands of trustee. If not picked up within  
30 days such records or work files may be  
destroyed.

\_\_\_\_\_



Exhibit "A" - Expenses of James Powers

**Travel:**

Plano - 341(a) meeting - 230 miles  
Plano - Objection to Exemptions 230 miles  
460 miles @ 0.35 per mile = \$ 161.00

<b><u>Secretarial, Copies &amp; Postage:</u></b>	<b><u>Copies</u></b>	<b><u>Postage</u></b>
Trustee's Application to Distribute Exempt Funds to Debtor (\$7,500.00) 2.50	26	7.81
Trustee's Application to Sell Van Kampen Stock and documentation to liquidate it 6.90	26	7.81
Certified Mail to Van Kampen (3)		9.40
Trustee's Application to Sell Note and Release of Lien 4.75	26	7.81
Certified Mail to Ms. Rodriquez		3.20
Request for Claims File 0.20	3	.33
Objection to Claims 1.75	21	2.87
Final Report 4.00	136	3.20
Distribution Checks 1.00	9	2.31
Supplemental Final Report 3.00	55	3.20

**Totals:**

Travel = 460 miles @ 0.35 per mile-----	\$161.00
Secretarial =24.10hrs @ \$10.00 per hour -----	241.00
Copies = 302 \$0.25 each -----	75.50
Postage-----	47.94
Copy Service-----	28.68
Total =	\$554.12

**SCHEDULE C**  
**EXPENSES OF ADMINISTRATION**

	AMOUNT CLAIMED	AMOUNT PAID	AMOUNT DUE
1. 11 U.S.C. Sec 507(a)(1) <u>Court Cost and Fees</u> A. Notice & Claim Fees \$ B. Adv. filing fees C. Quarterly Chapt 11			
2. 11 U.S.C. Sec 503(b)(1)(a) <u>Preservation of estate</u> A. Transportation B. Storage C. Wages D. Estates share FICA E. Watchman F. Insurance G. Upkeep H. Advertising I. Expenses in Sale of Real Estate J. Trustee's Bond			
3. 11 U.S.C. Sec.503(b)(2) <u>Post-Petition Taxes and related penalties</u>			
4. 11 U.S.C. Sec.503(b)(2) <u>Compensation and Reimbursement</u>			
A. Trustee Fees	3,637.79	0	3,637.79
B. Trustee Expenses	554.12	0	554.12
C. Attorney to Trustee			
D. Expenses for Attorney			
E. Attorney to Debtor			
F. Expenses for Attorney			
G. Auctioneers			
H. Appraiser			
I. Accountant			

5. 11 U.S.C. Sec.503(b)(3)  
Expenses of Creditors  
or Committees

6. 11 U.S.C. Sec 503(b)(4)  
Compensation of professionals  
for creditors or committees

7. Other

TOTAL-----	\$4,191.91	0	4,191.91
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## SCHEDULE D

### PRIORITY CLAIMS OTHER THAN ADMINISTRATIVE EXPENSES IN THE FOLLOWING ORDER OF PRIORITY

	(1) Claim No.	(2) Amt. Claimed	(3) Amt. Allowed	(4) Amt. Paid	(5) Amt. Due
1. For Credit Extended Sec.364(e)(1)					
2. Claims from failure of adequate protection Sec.307(a)(b)					
3. "Gap Claims" Sec.507(a)(2)					
4. Wages, etc. Sec.507(a)(3)					
5. Contributions to benefit plans Sec.507(a)(4)					
6. Consumer deposits Sec.507(a)(6)					
7. Taxes Sec.507(a)(8)					
City of Plano	6	514.75	All	0	All
Collin County	7	92.85	All	0	All

## SCHEDULE E

### SECURED CLAIMS

Claim No.	Creditor	(1) Amt of Claim	(2) Amt. Not Determined	(3) Amt. Allowed	(4) Amt. Paid	(5) Amt Due
	James Powers					
	(Exempt Funds)	7,500.00	0	All	7,500.00	0
1	First National Bk	11,718.06	0	0	0	0

Total of ALLOWED Secured Claims \$7,500.00

-----

Total UNSECURED CLAIMS Allowed: \$31,039.19

Eastern District of Texas  
CLAIMS REGISTER

01/22/1997 Last Date to File Claims: 09/18/96 96-40638 drs Page 1  
Last Date to File Claims for Governmental Unit: 12/17/96  
James H. Powers

Name and Address of Claimant	Amount of Claims Filed and Allowed	Remarks
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No: 1 Filed: 07/01/96	Filed Amt: 11,718.06 s	
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First National Bank in Port Lavaca  
P. O. Drawer 7  
Port Lavaca, TX 77979

*06 1993 Dep. W. angle*  
*9/19/97*

No: 2 Filed: 07/25/96	Filed Amt: 1,069.00 g	
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Ladco Leasing  
PO Box 5029  
Thousand Oaks, CA 91359

*Acc 9448458*

No: 3 Filed: 08/05/96	Filed Amt: 2,218.76 g	
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First USA Bank  
PO Box 650370  
Dallas, TX 75265

*# 4417 1184 0195 9738*

No: 4 Filed: 08/29/96	Filed Amt: 13,502.20 g	
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Legacy Village  
Mark Vincent  
1717 Main St Suite 4400  
Dallas, TX 75201

*Jacks & Nerds Inc*

No: 5 Filed: 09/30/96	Filed Amt: 5,329.70 g	
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Wells Fargo Bank, NA  
PO Box 4049  
Concord, CA 94524-4049

*4037008779869607*

No: 6 Filed: 05/14/96	Filed Amt: 514.75 o	
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City of Plano/Plano ISD Tax  
By: City of Plano PISD  
Tax Collector  
P. O. Box 860277  
Plano, Texas 75086-0277

*BPP*

*Acct # P9000-295-3115-1*

No: 7 Filed: 05/14/96	Filed Amt: 92.85 o	
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Collin County, Texas Tax  
Assessor/Collector  
c/o Gay & McCall, Inc.  
777 E. 15th St.  
Plano, TX 75074

*BPP*

*Acct # P-9000-295-3115-1*

*NO TNA 4/1/96*

*AT&T Universal Card*  
*By Dixon Dixon & Jessup*  
*5500 Fountain Place*  
*1445 Ross Ave DALLAS 75204*

*8,919.53 g*

*(No acct #)*

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION**

**IN RE:**

**JAMES POWERS**

**DEBTOR**

)  
)  
) **CASE NO. 96-40638-S**  
) **CHAPTER 7**  
)  
)

**TRUSTEE'S REPORT OF  
PROPOSED FINAL DISTRIBUTIONS**

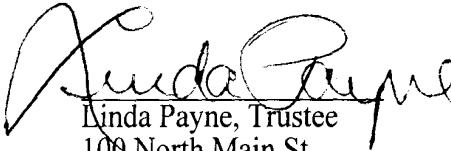
The undersigned trustee of the estate hereby submits to the Court and to the United States Trustee this Report of Proposed Final Distributions.

1. The Court has entered orders which have become final, and which dispose of all objections to claims, all objections to the trustee's Final Report, all applications for compensation, and all other matters which must be determined by the Court before final distribution can be made.

2. The trustee proposes to make final distribution of the funds of the estate as follows, and will make such distribution upon certification by the U. S. Trustee unless written objection thereto is filed and served on the trustee and on the U. S. Trustee.



- |   |             |
|---|-------------|
| 1. Balance on hand  | \$28,877.95 |
| 2. Administrative Expenses<br>to be paid (see attached<br>schedule of payees and<br>amounts)        | \$ 4,191.91 |
| 3. Priority Claims to be<br>paid (see attached<br>schedule of payees<br>and amounts)                | \$ 607.60   |
| 4. Secured Claims to be<br>paid (see attached<br>schedule of payees<br>and amounts)                 |             |
| 5. Unsecured Claims to<br>be paid (see attached<br>schedule of payees<br>and amounts)               | \$24,078.44 |
| 6. Miscellaneous<br>distributions to be<br>paid (see attached<br>schedule of payees<br>and amounts) |             |
| 7. Total Distributions to<br>be made  | \$28,877.95 |
| 8. Zero Balance   |             |

  
Linda Payne, Trustee  
100 North Main St  
Paris, TX 75460

## Claims Proposed Distribution

**Trustee: LINDA S. PAYNE (631540)**

**Case:** 96-40638 POWERS, JAMES**Case Balance:** \$28,877.95**Total Proposed Payment:** \$28,877.95**Remaining Balance:** \$0.00

Claim #	Claimant Name	Type	Amount Filed	Amount Allowed	Paid to Date	Claim Balance	Proposed Payment	Remaining Funds
1	First National Bank in Port Lavaca	Secured	11,718.06	0.00	0.00	0.00	0.00	28,877.95
102	James Powers	Secured	7,500.00	7,500.00	7,500.00	0.00	0.00	28,877.95
	LINDA S. PAYNE FEES-TRUSTEE (CH7)	Admin Ch. 7	3,637.79	3,637.79	0.00	3,637.79	3,637.79	25,240.16
	LINDA S. PAYNE EXP.-TRUSTEE (CH7)	Admin Ch. 7	554.12	554.12	0.00	554.12	554.12	24,686.04
6	City of Plano/Plano ISD	Priority	514.75	514.75	0.00	514.75	514.75	24,171.29
7	Collin County Taxes Tax Assessor	Priority	92.85	92.85	0.00	92.85	92.85	24,078.44
2	Ladco Leasing	Unsecured	1,069.00	1,069.00	0.00	1,069.00	829.27	23,249.17
3	First USA Bank	Unsecured	2,218.76	2,218.76	0.00	2,218.76	1,721.19	21,527.98
4	Legacy Village	Unsecured	13,502.20	13,502.20	0.00	13,502.20	10,474.24	11,053.74
5	Wells Fargo Bank, NA	Unsecured	5,329.70	5,329.70	0.00	5,329.70	4,134.48	6,919.26
8	AT&T Unviersal Card	Unsecured	8,919.53	8,919.53	0.00	8,919.53	6,919.26	0.00
<b>Total for Case 96-40638 :</b>			<b>\$55,056.76</b>	<b>\$43,338.70</b>	<b>\$7,500.00</b>	<b>\$35,838.70</b>	<b>\$28,877.95</b>	<b>\$0.00</b>

### CASE SUMMARY

	Amount Filed	Amount Allowed	Paid to Date	Proposed Payment
<b>Total Administrative Claims :</b>	\$4,191.91	\$4,191.91	\$0.00	\$4,191.91
<b>Total Priority Claims :</b>	\$607.60	\$607.60	\$0.00	\$607.60
<b>Total Secured Claims :</b>	\$19,218.06	\$7,500.00	\$7,500.00	\$0.00
<b>Total Unsecured Claims :</b>	\$31,039.19	\$31,039.19	\$0.00	\$24,078.44

